IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 20TH SEPTEMBER 2006 / 29TH BHADRA 1928

Bail Appl..No. 5681 of 2006

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CRMP.7941/2006 of J.M.F.C.-I, PUNALUR
CRIME NO.27/2006 OF ANCHAL EXCISE RANGE

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PETITIONER/ACCUSED NO.2:

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RAJU @ RAJASEKHARAN PILLAI,
PUTHIYA PALA VEEDU, PANAYAM CHERRY MURI,
ANCHAL VILLAGE, PATHANAPURAM TALUK,KOLLAM DISTRICT

BY ADV. SRI.ANCHAL C.VIJAYAN

RESPONDENTS: COMPLAINANT:

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STATE OF KERALA,
THROUGH THE EXCISE INSPECTOR, ANCHAL,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/09/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**J.M.JAMES, J.**

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**B.A. 5681/2006**

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**DATED THIS THE 20TH DAY OF SEPTEMBER, 2006**

**O R D E R**

The petitioner is the second accused. He surrendered before the Court below, as per the direction of this Court, on 12.9.2006, and he had been remanded by the Court below. The quantity seized from the accused 1 and 2 are 3.5 liters of Indian made foreign liquor. The first accused was selling the same in the shop of the second accused, alleges the prosecution. Now the petitioner is before this Court, under Section 439 Cr.P.C.

2. After hearing both sides and considering the duration of the judicial detention, together with the overt act attributed to the accused 1 and 2, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent

sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-I, Punalur.

(b). The petitioner shall report before the Investigating Officer, once in a week, on every Tuesday, between 10.00 a.m and 11.00 a.m., for a period of one month, starting from 26.9.2006.

The application is allowed as above.

**J.M.JAMES**
**JUDGE**

mrcs